

**ASSEMBLY BILL**

**No. 210**

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**Introduced by Assembly Member Gatto**

February 2, 2015

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An act to add and repeal Section 149.2 of the Streets and Highways Code, relating to highways.

LEGISLATIVE COUNSEL'S DIGEST

AB 210, as introduced, Gatto. High-occupancy vehicle lanes: County of Los Angeles.

Existing law authorizes the Department of Transportation to designate certain lanes for the exclusive or preferential use of high-occupancy vehicles. When those exclusive or preferential use lanes are established and double parallel solid lines are in place to the right thereof, existing law prohibits any person driving a vehicle from crossing over those double lines to enter into or exit from the lanes, and entrance or exit from those lanes is authorized only in areas designated for these purposes or where a single broken line is in place to the right of the lanes, except as specified.

This bill would prohibit, commencing July 1, 2016, any high-occupancy vehicle lane from being established on specified portions of state highway routes in the County of Los Angeles, unless that lane is established as a high-occupancy vehicle lane only during the hours of heavy commuter traffic, as determined by the department. The bill would require any existing high-occupancy vehicle lane established on the specified portions of these routes to be modified to conform with those requirements. The bill would authorize the department, on or after May 1, 2017, to reinstate 24-hour high-occupancy vehicle lanes on the specified portions of these routes

if the department makes a specified determination and would require the department to report to the Legislature on the impact on traffic of limiting the use of high-occupancy lanes only during the hours of heavy commuter traffic, as provided in the bill.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 149.2 is added to the Streets and  
2 Highways Code, to read:

3 149.2. (a) Notwithstanding any other law, except as otherwise  
4 provided in subdivision (d), a high-occupancy vehicle lane shall  
5 not be established on State Highway Route 134 between State  
6 Highway Route 170 and State Highway Route 210, or on State  
7 Highway Route 210 between State Highway Route 134 and State  
8 Highway Route 57, unless the lane is established as a  
9 high-occupancy vehicle lane only during the hours of heavy  
10 commuter traffic, as determined by the department.

11 (b) Any existing high-occupancy vehicle lane located as  
12 described in subdivision (a) shall be modified as necessary to  
13 conform with subdivision (a).

14 (c) (1) The department shall report to the Legislature on or  
15 before January 1, 2018, on the impact on traffic of limiting the use  
16 of high-occupancy vehicle lanes only during the hours of heavy  
17 commuter traffic as provided in subdivision (a).

18 (2) The requirement for submitting a report imposed under  
19 paragraph (1) is inoperative on January 1, 2022, pursuant to Section  
20 10231.5 of the Government Code.

21 (3) A report to be submitted pursuant to paragraph (1) shall be  
22 submitted in compliance with Section 9795 of the Government  
23 Code.

24 (d) On or after May 1, 2017, if the department determines that  
25 there is an adverse impact on safety, traffic conditions, or the  
26 environment by limiting the use of high-occupancy vehicle lanes  
27 only during the hours of heavy commuter traffic as provided in  
28 subdivision (a), the department may submit to the Assembly  
29 Committee on Transportation and the Senate Committee on  
30 Transportation and Housing a notice of that determination and  
31 intent to reinstate 24-hour high-occupancy vehicle lanes. The

1 department thereafter may reinstate 24-hour high-occupancy  
2 vehicle lanes.

3 (e) In addition to the routes identified in subdivision (a), the  
4 department is encouraged to introduce offpeak hours on other  
5 high-occupancy vehicle lanes in the County of Los Angeles in  
6 order to provide greater mobility benefits to the community.

7 (f) This section shall become operative on July 1, 2016.

8 (g) This section shall become inoperative 60 days after the date  
9 the Legislature receives the notice described in subdivision (d)  
10 and is repealed on January 1 thereafter. The department shall post  
11 the date that the Legislature receives this notice on the department's  
12 Internet Web site.